

Duplicate

DECLARATION AND POWER OF ATTORNEY

As the below-named inventors, We hereby declare that:

Our residence, Post Office address and citizenship are as stated next to our names,

We believe that we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled DIGITAL CERTIFICATE, the specification of which is attached hereto.

We hereby state that we have reviewed and understand the contents of the above-identified specification, including the claims.

We acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

We hereby claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior foreign applications: NONE

We hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the matter provided by the first paragraph of Title 35, United States Code, Section 112, we acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

NONE

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

We hereby appoint the following attorney(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: **Keith A. Cushing, Registration No. 32,407.** We further appoint these same attorneys to file and prosecute on our behalf corresponding applications in all countries of the world and in particular to file and prosecute

on our behalf a corresponding application with the office of the Patent Cooperation Treaty.

Address all telephone calls to: (503) 220-8575. Address all correspondence to: 4201 S. W.

Vacuna St., Portland, OR 97219.

INVENTORS' SIGNATURES

Residence: Beaverton, OR

Citizenship: United States

Post Office Address:

12655 S.W. Trigger Rd.
Beaverton, OR 97008

Frank A. Tycksen, Jr.

Date: _____

Residence: Portland, OR

Citizenship: United States

Post Office Address:

11553 N.W. Damascus
Portland, OR 97229

Charles W. Jennings

Date: _____

464363 P 3322830

Applicants: Jennings, et al



Title: DIGITAL CERTIFICATE

VERIFIED DECLARATION CLAIMING SMALL ENTITY STATUS -
SMALL BUSINESS CONCERN

I hereby declare that I am an official of the small business concern empowered to act on behalf of the concern identified below:

Name of Concern: Portland Software, Inc.
State of Incorporation: Oregon
Address of Concern: 1000 SW Broadway, Suite 1850
Portland, OR 97205

I hereby declare that the above-identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of this concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

CONFIDENTIAL

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention entitled DIGITAL CERTIFICATE by the inventors, described in the specification filed herewith.

If the rights held by the above-identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below * and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a non-profit organization under 37 CFR 1.9(e).

*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities: (37 CFR 1.27)

NONE

I acknowledge the duty to file, in this application, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at least time of paying, the earliest of the issue fee or any maintenance fee due after the date of which status as a small entity is no longer appropriate.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are

NAME OF PERSON SIGNING: Charles W. Jennings
TITLE OF PERSON SIGNING: President
ADDRESS OF PERSON SIGNING: 1000 SW Broadway, Suite 1850, Portland, OR 97205

Date: _____

ASSIGNMENT

WHEREAS, I, Charles W. Jennings, with a Post Office address of 11553 N.W. Damascus, Portland, OR 97229, U.S.A., am a joint inventor of DIGITAL CERTIFICATE, which we, the inventors, are about to make application for Letters Patent in the United States, which document was executed by me on the ____ day of _____, 1997, and

WHEREAS, I, Frank A. Tycksen, Jr., with a Post Office address of 12655 S.W. Trigger Dr., Beaverton, OR 97008, U.S.A., am a joint inventor of DIGITAL CERTIFICATE, for which we, the inventors, are about to make application for Letters Patent in the United States, which document was executed by me on the ____ day of _____, 1997, and

WHEREAS, Portland Software, Inc., an Oregon Corporation, having a place of business at 1000 Broadway, Suite 1850, Portland, Oregon 97205, is desirous of acquiring an interest therein;

NOW, THEREFORE, in consideration of One Dollar (\$1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, WE, Charles W. Jennings, and Frank A. Tycksen, Jr., by these presents do sell, assign and transfer to Portland Software, Inc., the full and exclusive right, title and interest for the territory of the United States of America, and for all foreign countries, in and to the invention described in the specification executed by us concurrently herewith preparatory to obtaining Letters Patent of the United States therefor; said invention,

application and Letters Patent in this or any foreign country, and all divisions, continuations, reissues and extensions thereof, to be held and enjoyed by the said Portland Software, Inc., for its own use and behalf, and for its successors and assigns, to the full end of the term for which Letters Patent may be granted in this or any foreign country, as fully and entirely as the same would have been held by us had this assignment and sale not been made, and covenant that we have full right so to do, and agree that we will communicate to Portland Software, Inc., or its successors and assigns, any facts known to us respecting said invention, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths, and generally do everything possible to aid Portland Software, Inc., its successors and assigns, to obtain and enforce proper patent protection for said invention in this or any foreign country.

Executed at Portland, Oregon, this ____ day of _____, 1997.

Charles W. Jennings

Frank A. Tycksen, Jr.